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FILED
Clerk
District Court

APR 14 2006

Attorneys for Defendants Justice Alexandro C. Castro,
Justice John A. Manglona, and Timothy H. Bellas

For The Northern Mariana Islands
By _____
(Deputy Clerk)

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS

ROBERT D. BRADSHAW,

CIVIL ACTION NO. 05-0027

Plaintiff,

vs.

**COMMONWEALTH OF THE
NORTHERN MARIANA ISLANDS,
NICOLE C. FORELLI, WILLIAM C.
BUSH, D. DOUGLAS COTTON, L.
DAVID SOSEBEE, ANDREW
CLAYTON, UNKNOWN AND
UNNAMED PERSONS IN THE CNMI
OFFICE OF THE ATTORNEY
GENERAL, ALEXANDRO C. CASTRO,
JOHN A. MANGLONA, TIMOTHY H.
BELLAS, PAMELA BROWN, ROBERT
BISOM, AND JAY H. SORENSEN,**

**EX PARTE MOTION EXTENDING TIME
UNDER LOCAL RULE 7.1.h.3(b) AND
FEDERAL RULES OF CIVIL
PROCEDURE 6(b); APPLICATION FOR
INCREASE OF TIME UNDER LOCAL
RULE 7.1.h.2**

Defendants.

CERTIFICATE PURSUANT TO LOCAL RULE 7.1.h.3(b)

I, G. PATRICK CIVILLE, declare as follows:

1. I am counsel representing Defendants Alexandro C. Castro, John A. Manglona, and Timothy H. Bellas (collectively "Judicial Defendants"), in this action. I submit this certificate pursuant to Local Rules 7.1.h.3(b) and 7.1.h.2 in support of Defendants' *ex parte* motion for an order extending time to file a responsive pleading to Plaintiff Robert D. Bradshaw's Second Amended Complaint.

2. The Defendants Alexandro C. Castro, John A. Manglona, and Timothy H. Bellas are represented by the undersigned, having the following address and phone number:

CIVILLE & TANG
PMB 86, P.O. Box 10003
Saipan, MP 96950-8903
Telephone: 670/235-1725

3. Plaintiff Bradshaw, appearing *pro se*, is without counsel, and his address and phone number as listed on his Second Amended Complaint is:

P.O. Box 473
1530 W. Trout Creek Road
Calder, Idaho 83808
Telephone: 208-245-1691

4. Defendants CNMI, Nicole Forelli, William C. Bush, D. Douglas Cotton, and Pamela Brown are represented by the Commonwealth of the Northern Mariana Islands Attorney General's Office whose address and relevant numbers are:

James D. Livingstone
CNMI Office of Attorney General
Civil Division-Capitol Hill
2nd Fl., Hon. Juan A. Sablan Memorial Bldg.
Caller Box 10007
Saipan, MP 96950
Telephone: 670-664-2341
Facsimile: 670-664-2349

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1 5. Defendant Jay Sorenson's address and relevant numbers are:

2 c/o Shanghai
3 Post Office Box 9022
4 Warren, MI 48090-9022
5 Telephone: (86) 21 5083-8524
6 Facsimile: (86) 21 5083-8542

7 6. The address of the other defendants is unknown at this time.

8 7. The Judicial Defendants are requesting that the Court extend the time to file a
9 dispositive motion, including a motion to dismiss pursuant to Federal Rules of Civil Procedure
10 12(b)(6), or responsive pleading to the Plaintiff's Second Amended Complaint for the reasons set
11 forth in the Motion and Memorandum of Points and Authorities submitted herewith.

12 8. The reason for this *ex parte* application is that the Second Amended Complaint
13 was sent by Plaintiff Bradshaw to counsel for the Judicial Defendants by mail. Counsel only
14 received the Second Amended Complaint, sent in the mail to the Saipan Office, on April 13,
15 2005. The pleading was thereafter sent by counsel's Saipan Office via overnight mail to Guam,
16 where counsel is presently working, and was not actually received by counsel until April 14,
17 2006. Upon review of the Second Amended Complaint, it appears that the filing deadline for a
18 responsive pleading is April 15, 2006, which falls on a Saturday thus extending the deadline to
19 April 17, 2006. The Second Amended Complaint is seventy five (75) pages in length and
20 contains numerous attachments. Additional time is needed to properly review and compose an
21 appropriate response to the pleading.

22 9. I contacted Plaintiff Bradshaw telephonically on April 14, 2006, and requested
23 Plaintiff's assent to an extension of time to respond to the Second Amended Complaint until
24 June 19, 2006. Plaintiff consented to this extension of time.

25 10. Because Plaintiff Bradshaw resides in Idaho, we were unable to obtain a
26 stipulation memorializing this agreement in a timely manner.

27 11. As required under Local Rule 7.1.h.2, counsel submits that the Court has not
28 previously granted an extension of time to Judicial Defendants to file a responsive pleading to
29 the Second Amended Complaint. The Court has extended such time for the Defendants


1 represented by the Commonwealth Attorney General's Office until June 19, 2006; thus, an
2 extension for the Judicial Defendants will not affect other scheduled dates.

3 12. The Judicial Defendants request that the court extend the time to file a dispositive
4 motion or responsive pleading to the Second Amended Complaint until June 19, 2005.

5 13. Service of the motion papers will be made on all counsel when the motion is filed
6 with the Court.

7 I declare under penalty of perjury under the laws of the United States that the foregoing is
8 true and correct.
9

10
11 Dated: April 14, 2006.



G. PATRICK CIVILLE

*Attorneys for Defendants
Justice Alexandro C. Castro,
Justice John A. Manglona, and
Timothy H. Bellas*